

HOUSE BILL 1757

By Brooks H

AN ACT to amend Tennessee Code Annotated, Title 49,
Chapter 6, relative to the sale or transfer of
surplus property.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-6-2007(b), is amended by deleting the subdivision in its entirety and substituting instead:

(b) All local school systems that receive any state funds shall sell, within ninety (90) days of its being declared surplus, all surplus property to the highest bidder. The local board of education shall determine the method of advertisement, which may include advertisement in a newspaper of general circulation or advertisement on a website maintained by the LEA or the local government. The local board of education shall advertise at least seven (7) days prior to the sale of surplus property.

SECTION 2. Tennessee Code Annotated, Section 49-6-2007(c), is amended by deleting the subdivision in its entirety and substituting instead:

(c) As used in this section, "surplus property" is that personal or real property no longer having the original intended use by the school system or no longer capable of being used because of its condition.

SECTION 3. Tennessee Code Annotated, Section 49-6-2007, is amended by adding the following language as a new subsection:

(g) Notwithstanding subsections (b), (e), or (f), if a municipality creates or reactivates a city school system pursuant to §§ 49-2-106 and 49-2-127, all real and personal property that is located within the boundaries of the municipality and is owned

by the county school system shall be declared surplus property by the county school system and transferred to the municipal school system.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.